

1 EVAN R. CHESLER (*pro hac vice*)  
2 PETER T. BARBUR (*pro hac vice*)  
3 ELIZABETH L. GRAYER (*pro hac vice*)  
4 CRAVATH, SWAINE & MOORE LLP  
5 825 Eighth Avenue  
6 New York, NY 10019  
7 Telephone: (212) 474-1000  
8 Facsimile: (212) 474-3700

9 WILLIAM S. BOGGS (Bar No. 053013)  
10 BRIAN A. FOSTER (Bar No. 110413)  
11 TIMOTHY S. BLACKFORD (Bar No. 190900)  
12 DLA PIPER US LLP  
13 401 B Street, Suite 1700  
14 San Diego, CA 92101-4297  
15 Telephone: (619) 699-2700  
16 Facsimile: (619) 699-2701

17 Attorneys for Defendant  
18 QUALCOMM INCORPORATED

19 UNITED STATES DISTRICT COURT

20 SOUTHERN DISTRICT OF CALIFORNIA

21 JESSE MEYER, an individual, on his own  
22 behalf and on behalf of all similarly  
23 situated,

24 Plaintiff,

25 v.

26 QUALCOMM INCORPORATED, a  
27 Delaware corporation,

28 Defendant.

Case No. 08cv0655-WQH (LSP)

**QUALCOMM INCORPORATED'S NOTICE  
OF WITHDRAWAL OF TRANSFER  
MOTION**

Date: July 28, 2008  
Time: 11:00 a.m.  
Judge: Hon. William Q. Hayes

1 Defendant Qualcomm Incorporated (“Qualcomm”) respectfully submits this notice of  
2 withdrawal of its motion to transfer filed on May 1, 2008. (See Dkt. No. 20.) In its transfer  
3 motion, Qualcomm asked this Court to transfer the instant case to the United States District Court  
4 for the District of New Jersey. Qualcomm’s request was premised on a related action then before  
5 Judge Cooper of the New Jersey Court styled *Broadcom Corp. v. Qualcomm Inc.*, No. 05-CV-  
6 3350 (D.N.J.) (the “3350 case”).

7 On August 12, 2008, Judge Cooper granted Broadcom Corporation’s motion to transfer  
8 the 3350 case to the United States District Court for the Southern District of California. A copy  
9 of Judge Cooper’s memorandum opinion was submitted to this Court with Qualcomm’s  
10 supplemental notice of related case, filed August 13, 2008. (See Dkt. No. 30.) Because the 3350  
11 case is being transferred to this judicial district—and should properly be assigned to this Court as  
12 a “related” case under Local Rule 40.1—Qualcomm respectfully withdraws its motion to transfer  
13 the instant case.

14 Dated: August 13, 2008

DLA PIPER US LLP

15 By /s/ William S. Boggs

16 william.boggs@dlapiper.com

17 CRAVATH, SWAINE & MOORE LLP

18 Evan R. Chesler

19 Peter T. Barbur

Elizabeth L. Grayer

20 Attorneys for Defendant

21 QUALCOMM INCORPORATED